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T-058 06/16/2006 F-167

**MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.**

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**JUN 16 2006**  
PATENT, TRADEMARK  
AND COPYRIGHT LAW  
FACSIMILE: (703) 684-1157

Date: June 16, 2006

FACSIMILE COVER LETTER

Facsimile Number: 571-273-8300

To: Examiner S. ZIA  
Group Art Unit 2131, USPTO


From: Mr. Daniel J. Stanger  
MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

Re: USSN 09/987,817  
Attorney Docket No.: TSM-16

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following listed documents are being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

PTO-1083 TRANSMITTAL; AND  
RESPONSE TO NON-COMPLIANT AMENDMENT (37 CFR 1.121).

  
Daniel J. Stanger  
Reg. No. 32,846

June 16, 2006

Date

Total Number of Pages (including cover sheet): 20

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Form PTO-1083

Patent

Case Docket No. TSM-16

In RE application of T. OWADA et al.

Serial No.: 09/987,817

Group Art Unit: 2131

Filed: November 16, 2001

For: SYSTEM, METHOD AND APPARATUS FOR  
DISTRIBUTING DIGITAL CONTENTS,  
INFORMATION PROCESSING APPARATUS  
AND DIGITAL CONTENT RECORDING MEDIUM Examiner: S. ZIA

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 16, 2006

Sir:

Transmitted herewith is an Amendment in the above-identified application.

Small entity of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

☒ No additional fee is required.

The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		OR	OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Additional Fee		Rate	Additional Fee
Total	21	Minus	** 21	= 0	X 25	\$		X 50	\$ 0
Indep.	10	Minus	*** 10	= 0	X 100	\$		X 200	\$ 0
First presentation of Multiple Dependent Claims					X 180	\$		X 360	\$
					Total	\$	OR	Total	\$ 0

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.  
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.

Please charge my Deposit Account No. 50-1417 in the amount of \$\_\_\_\_\_.

A Credit Card Payment Form in the amount of \_\_\_\_\_ is attached.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayments to Deposit Account No. 50-1417.

Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

Any patent application processing fees under 37 CFR 1.17.

Any Extension of Time fees that are necessary, which are hereby requested if necessary.

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By: 

Daniel J. Stanger, Reg. No. 32,846  
Attorney for Applicant(s)

Date: June 16, 2006

TSM-16

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

T. OWADA et al.

Serial No. 09/987,817

Group Art Unit: 2131

Filed: November 16, 2001

Examiner: S. ZIA

For: SYSTEM, METHOD AND APPARATUS FOR  
DISTRIBUTING DIGITAL CONTENTS,  
INFORMATION PROCESSING APPARATUS  
AND DIGITAL CONTENT RECORDING MEDIUM

RESPONSE TO NON-COMPLIANT AMENDMENT (37 CFR 1.121)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 16, 2006

Sir:

In Response to the Notice of Non-Compliant Amendment  
mailed May 16, 2006, please amend the above application as set  
forth below. The amendments replace strike-through indicators  
for deleted language with double-bracket indicators as  
requested in the Notice.